

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

State of Minnesota,
by Michael Campion, its
Commissioner of Public Safety,

File No. 08-CV-603 (DWF/AJB)

Plaintiff,

v.

CMI of Kentucky, Inc.,
a Kentucky corporation,

Defendant,

and

Robert J. Bergstrom, Craig A. Zenobian,
Shane M. Steffensen, and Christopher D.
Jacobsen,

Plaintiff-Intervenors.

**AFFIDAVIT OF DAVID M. AAFEDT IN SUPPORT OF DEFENDANT'S
MOTIONS FOR ENTRY OF PROPOSED CONSENT JUDGMENT AND
ADDITIONAL FINDINGS OF FACT AND CONCLUSIONS OF LAW**

STATE OF MINNESOTA)

) ss:

COUNTY OF HENNEPIN)

David M. Aafedt, having been duly sworn upon oath, states as follows:

1. I am an attorney duly licensed to practice law in the State of Minnesota and admitted to practice before this Honorable Court. I am a shareholder with the law firm of Winthrop & Weinstine, P.A., 225 South Sixth Street, Suite 3500, Minneapolis,

Minnesota 55402, and represent the Defendant in the above-captioned matter. I respectfully submit this affidavit upon personal knowledge.

2. Attached hereto as Exhibit A is true and correct copy of Thomas E. Workman, *Source Code Primer: The Inside Scoop on ALL Breath Instrument Computers and Electronics*, National College for DUI Defense, Inc. and Texas Criminal Defense Lawyers Association, April 20, 2007.

3. Attached hereto as Exhibit B is a true and correct copy of the Affidavit of Thomas E. Workman dated June 10, 2008, submitted in the case *Minnesota v. Bowen*, Court File No. 82-CR-08-2575 (Minn. Dist. Ct.).

FURTHER YOUR AFFIANT SAYETH NOT.

s/David M. Aafedt
David M. Aafedt

Subscribed and sworn to before me
this 16th day of June, 2009.

s/Elizabeth H. Mulvaney
Elizabeth H. Mulvaney
NOTARY PUBLIC-MINNESOTA
My Commission Expires Jan. 31, 2010
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